IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTIETH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION Nos : 25797, 25897,

25914,25915 of 2003 and 2122 of 2004

Writ petition No:25797 of 2003:

Between:

1 E.Bali Kondappa, S/o Rangaiah, 52 yrs,
Telugu Pandit, Y.M.K.High School,

Adoni, Kurnool District R/o M.I.G.311, A.P.H.P.Colony, Adoni,
Kurnool District-518 302
2 N.J.Venkata Sastry, S/o J.Dakshinamurthy, Retired Teacher,

Business, R/o House No.15-418-1, Y.M.K.Colony, Adoni,

Kurnool District-518 301.
3 G.Pothalingappa, S/o Ramalingappa, 65 yrs,
Retired B.Ed., Assistant, Y.M.K.High School,

Adoni, Kurnool District, R/o House no.15/309, Victoriapet, Adoni,
Kurnool District-518 301.
4 M.Gurulingaiah, S/o Siva Lingaiah, 66 yrs,
Retired Teacher, Y.M.K.High School, Adoni, Kurnool District,

R/o House no.15/380, Victoriapet, Adoni, Kurnool District-518 301.
5 N.Subrahmanyam, S/o Krishna Sastry, 63 yrs,
Retired Grade I, Hindi Pandit, Y.M.K.High School, Adoni,

R/o House No.15-418/1, Y.M.Nagar, Adoni, Kurnool District-518 301.
6 I.Satya Prabhudas, S/o I.Yesudas, 63 yrs,
Retired B.Ed.,Assistant, Y.M.K.High School, Adoni, Kurnool District,

R/o 6/305-37, TGLV Nagar, Adoni, Kurnool Dist-518 301.
7 Y.M.Basava Raja, S/o Veerayya, 60 yrs, Retired Teacher,

Y.M.K.High School, Adoni, Kurnool District,

r/o House No.M.I.G. 8, A.P.H.B.Colony, Adoni,

Kurnool District-518 302.

8 C.Nagaraj, S/o Hussainappa, 58 yrs, Head Master, Y.M.K.High School,

Adoni, Kurnool District, R/o Door No.305-3, 6th Ward,

Sree Venkateswara Colony, Adoni, Kurnool District.

9 Y.Manjula, W/o Parameswarappa, 51 yrs, School Assistant,

Y.M.K.High School, Adoni, Kurnool District, R/o Y.M.K.High School,

Adoni, Kurnool District-518 301.

10 C.Nagaraj, S/o Ramana Goud, 52 yrs, School Assistant, Y.M.K.High

School, Adoni, Kurnool District, R/o House no.2/153,

Sree Ramanagar, College Road, Adoni, Kurnool District-518 302.

11 K.M.Shankaramma, W/o Mallikarjuna Goud, 55 yrs,

B.Ed.,Assistant, Y.M.K.High School, Adoni, Kurnool District,

R/o Y.M.K.High School, Adoni, Kurnool District-518 301.

12 A.Narasimhulu, S/o Lakshmanna, 59 yrs,
Retired Teacher, Y.M.K.High School, Adoni, Kurnool Dist.,

r/o House no.15-418/2, Y.M.K.Nagar, Adoni, Kurnool District-518 301.

13 Y.mahabaleswarappa, S/o Veerappa, 51 yrs, Grade I Physical

Education Teacher, Y.M.K.High School, Adoni, Kurnool District,

R/o Y.M.K.High School, Adoni, Kurnool District-518 301.

14 E.Tulasi Prembai, W/o Prabhudas, 66 yrs,Retired Teacher,

Y.M.K.High School, Adoni, Kurnool District,

R/o House no.6/305-37, T.G.L.K.Nagar, Adoni, Kurnool District 518 301.

15 M.Mahanandaiah, S/o Naragaddaiah, 67 yrs,Retired Teacher,

Y.M.K.High School, Adoni, Kurnool District, R/o House no.XI-

580, Vaddagiri Siddappa Kaman, M.M.Road, Adoni,

Kurnool District 518 301

16 M.Sadanandaiah, S/o Naragaddaiah, 64 yrs,
Retired teacher, Y.M.K.High School, Adoni, Kurnool District,

R/o House No.XK-542, Vaddagiri Siddappa Kaman,
M.M.Road, Adoni, Kurnool District-518 301

17 M.R.Siddaiah, S/o Rayachotaiah, 67 yrs, Retired Teacher,

Y.M.K.High School, Adoni, Kurnool District, R/o C/o Branch Post

Master, Gudikal Post Office,yemmiganur Mandal,

Kurnool District 518 360.

18 M.Karibasara Swamy, S/o Kambalaiah, 59 yrs,Retired Teacher, Y.M.K.

High School, Adoni, Kurnool District,

R/o House No.15/418-7, Y.M.K.Nagar, Adoni,Kurnool District-518 301.
19 Y.Geetha murthy, S/o Narasimha Sastry, Grade I Hindi Pandit,

Y.M.K.High School, Adoni, Kurnool District, R/o Door No.305-3/2,

Ward No.6, T.G.K.Nagar, Adoni, Kurnool District-518 301.
20 P.Joshi, S/o John,Physical Education Teacher, Y.M.K.High School,

Adoni, Kurnool District, R/o Y.M.K.High School, Adoni,
Kurnool District-518 301.
21 M.Mallanna, S/o Amarappa,Retired Junior Assistant,

Y.M.K.High school, Adoni, Kurnool District, R/o Ist Road,

S.K.D.Colony, Adoni, Kurnool District.
22 K.Mallikarjunappa, S/o Marenna, Retired Junior Assistant

Y.M.K.High School, Adoni, Kurnool District,

R/o Door No.10/335, Maratwadi, Adoni, Kurnool District.
23 K.M.Nagabhushanam, S/o Mahadevaiah, Junior Assistant, Y.M.K.

High School, Adoni, Kurnool District, r/o Y.M.K.High School,

Adoni, Kurnool District-518 301.
24 K.M.Umamaheswara Rao, S/o mahadevaiah,

Record Assistant,Y.M.K.High School, Adoni, Kurnool District,

R/o Y.M.K.High School, Adoni,Kurnool District-518 301.
25 C.Rajeswarsamma, W/o Karibasara Swamy,Secondary Grade

Assistant, Y.H.G.G.K.U.P.School, Adoni, Kurnool District,

R/o House No.15/418-7,Y.M.K.Nagar, Adoni, Kurnool District-518 301.
26 G.Phaneendra Natha Sarma, S/o G.Gurmoorthaiah,

Hindi Pandit, Seshareddi High School, Betamcherla Post and

Mandal, kurnool District, R/o Seshareddi High School, Betamcherla

Post and Mandal, Kurnool District-518 599.
27 P.Rama Sarma, S/o P.Venkata Ramaiah, Retired Telugu Pandit,

Sesha Reddy High School, Betamcherla, Betamcherla Mandal,

Kurnool Dist., R/o H.No.4-199, Sreenivasanagar, Near Sesha Reddy

High School,Betamcherla Mandal, Kurnool Dist.-518 599.
28 G.Adinarayana, S/o G.Sivaramappa,Teacher, Sesha Reddi

High School, Betamcherla, Betamcherla Mandal, Kurnool District,

R/o Sesha Reddi High School, Betamcherla, Betamcherla Mandal,

Kurnool District-518 599.
29 A.Chidambara Sastry, S/o A.Nageswara Rao, Science Assistant,

Sesha Reddy high School, Betamcherla Mandal, Kurnool District,

R/o 9-88, Gouripet, Betamcherla Village & Post, Kurnool Dist.,
30 V.Thirupalaiah, S/o V.Pedda pullaiah, Jr.Assistant, Sesha Reddy

High School, Betamcherla Mandal Kurnool Dist., R/o Sesha Reddy

High School, Betamcherla, Kurnool Dist.,-518 599.
31 N.Venkateswarlu, S/o N.Chinna Pullaiah, Craft Teacher, Sesha Reddy

High School, Betamcherla Post and Mandal, Kurnool District,

R/o Sesha Reddy High School, Betamcherla Post and Mandal,

Kurnool District-518 599.
32 G.Narayana Chetty, S/o G.Swamy Chetty, Head Master, Sesha Reddy

High School, Betamcherla Post and Mandal, Kurnool Dist.,

R/o 10/37, Main Road,Betamcherla Post and Mandal,

Kurnool Dist.,-518 599.
33 M.Venugopala Charyulu, S/o M.mannaracharyulu, Retired

Secondary Grade Assistant, Sesha Reddy High School,

Bethamcherla Post and Mandal, Kurnool Dist., R/o 2-333,

Seshareddi Nagar, Bethamcherla Mandal, Kurnool District-518 599
34 Y.Nagaraja Rao, s/o Y.Narasimha Rao, Secondary Grade Assistant,

Sesha Reddy high School, Bethamcherla Post and Mandal, Kurnool Dist.,
R/o H.No.11-59, Main Bazar, Betamcherla Mandal,

Kurnool District-518 599
35 K.Lakshmaiah, S/o K.Ramaiah, Hindi Pandit Grade-I, Sesha Reddy

High School, Bethamcherla Post and Mandal, Kurnool District,

r/o Sesha Reddy High School, Bethamcherla Post and Mandal,

Kurnool Dist.,518 599.
36 N.Prameelamma, W/o N.Chandra Sekhar, Retired Record Assistant,

Sesha Reddy High School, Bethamcherla Post and Mandal,

Kurnool Dist., House wife, r/o near Mandal Office,

Betamcharla post and Mandal, Kurnool District.

..... PETITIONERS

AND

1 Government of Andhra Pradesh Education Department,

rep., by its Secretary, Secretariat, Hyderabad.

2 The Commissioner & Director of School Education, A.P., Hyderabad.
3 The District Educational Officer, Kurnool, Kurnool District.
4 The Audit Officer, Local Funds, Kurnool, Kurnool District.
5 The Secretary and Correspondent, Y.M.K.High School, Adoni,

Kurnool District.
6 The Secretary and Correspondent, Y.H.G.G.K.U.P. School,

Adoni, Kurnool District.

7 The Secretary and Correspondent, Seshareddi High School,

Betamcherla Post and Mandal, Kurnool District.

.....RESPONDENTS

WRIT PETITION NO : 25897 of 2003

Between:

1 K.Anjaneyulu, S/o.Venkatappaiah, Motadaka, Tadikonda Mandal,

Guntur District, R/o.Door No.3-107, Motadaka Post, Tadikonda Mandal,
Guntur District-522016.
2 B.Sambasiva Rao, S/o.Satyanarayana,

Sree Rama High School, Motadaka, Tadikonda Mandal, Guntur District,
R/o.Sree Rama High School, Tadikonda Mandal, Guntur District-522016.
3 M.Narasimha Rao, S/o.Panakalu,
Sree Rama High School, Motadaka, Tadikonda Mandal, Guntur District,
R/o.Mothadaka, Via. Lemalle, Tadikonda Mandal, Guntur District-522016.
4 Ch.Pulla Rao, S/o.Tirupataiah,
Sree Rama High School, Motadaka, Tadikonda Mandal, Guntur District,
R/o.Mothadaka Post, Tadikonda Mandal, Guntur District-522016.
5 Sk.Mohammed Ali, S/o.Sk.Mastan Saheb,
Sree Rama High School, Motadaka, Tadikonda Mandal, Guntur District,
R/o.Sree Rama High School, Tadikonda Mandal, Guntur District-522016.
6 Y.Harinarayana, S/o.Subbaiah,
Sree Rama High School, Motadaka, Tadikonda Mandal, Guntur District,
R/o.Lemalle, 14th Mile, Amaravati Mandal, Guntur District-522016.
7 N.Venkata Ratnam, W/o.Narayana,
Sree Rama High School, Motadaka, Tadikonda Mandal, Guntur District,
R/o.Sree Rama High School, Tadikonda Mandal, Guntur District-522016.
8 Bh.Venkateswara Reddy, S/o.Veera Reddy,
Sree Rama High School, Motadaka, Tadikonda Mandal, Guntur District,
R/o.Motadaka Post, Tadikonda Mandal, Guntur District-522016.
9 P.Koti Reddy, S/o.Seshi Reddy,
Sree Rama High School, Motadaka, Tadikonda Mandal, Guntur District,

R/o.House No.4-13-49/A, Beside S.B.I., Amaravathi Road, Guntur,

Guntur District-522016.
10 K.Subba Rao, S/o.Veera Swamy,
Lourdes High School, Bongaralabeedu, Guntur, R/o.Door No.4-10-11,

3rd Line, Naiduput, Guntur-522007.
11 B.Bala Showry, S/o.B.Rayanna,
Lourdes High School, Bongaralabeedu, Guntur District, R/o.Lourdes

High School, Bongaralabeedu, Guntur-522007.
12 S.Rajanna, S/o.Innayya,
Lourdes High School, Bongaralabeedu, Guntur District, R/o.Lourdes

High School, Bongaralabeedu, Guntur-522007.
13 R.Marthaiah, S/o.Ananthaiah,
Lourdes High School, Bongaralabeedu, Guntur District, R/o.House

No.7-19-160/3A, Lourddhu Nagar, 3rd Line,
M.B.R.School Road, Guntur-522002.
14 M.Jogaiah, S/o.Mariyanna,
Lourdes High School, Bongaralabeedu, Guntur District, R/o.Mutlur Post

and Village, Guntur District-522007.
15 K.Narasimha Reddy, S/o.Jagannadha Reddy,
Y.R.S.High School, Rentachintala, Guntur District, R/o.Y.R.S.High

School, Rentchintala, Guntur District.
16 A.Narsi Reddy, S/o.Hanimi Reddy,
Y.R.S.High School, Rentachintala,Post & Mandal,Guntur Dt,

R/o.Door No.1-174, Rentchintala Post & Mandal, Guntur Dt.
17 K.Ankalaiah Gupta, S/o.Venkata Subba Rao,
Y.R.S.High School, Rentachintala,Post & Mandal,Guntur Dt, R/o.Y.R.S.

High School, Rentchintala Post & Mandal,
Guntur District-522421.
18 B.Venkateswara Rao, S/o.Lakshmaiah,
Y.R.S.High School, Rentachintala,Post & Mandal,Guntur Dt, R/o.Y.R.S.

High School, Rentchintala Post & Mandal,
Guntur District-522421.
19 G.Venkaiah, S/o.G.Ramaiah,
Y.R.S.High School, Rentachintala,Post & Mandal,Guntur Dt, R/o.Y.R.S.

High School, Rentchintala Mandal, Guntur District-522421.
20 P.Saida Reddy, S/o.Sidda Reddy,
Y.R.S.High School, Rentachintala,Post & Mandal,Guntur Dt,

R/o.Y.R.S.High School, Rentchintala Mandal,
Guntur District-522421.
21 S.Visweswara Sastry, S/o.Venkata Narasaiah,
Y.R.S.High School, Rentachintala,Post & Mandal,Guntur Dt, R/o.Y.R.S.

High School, Rentchintala Mandal,Guntur District-522421.
22 M.Subrahmanyam, s/o.Papaiah,
Y.R.S.High School, Rentachintala,Post & Mandal,Guntur Dt,

R/o.Sri Saraswathi Sishu Mandir High, Vinukonda,
Guntur District-522647.
23 P.Gurava Reddy, S/o.Gangi Reddy,
Y.R.S.High School, Rentachintala,Post & Mandal,Guntur Dt, R/o.Y.R.S.

High School, Rentchintala Mandal, Guntur District-522421.
24 S.Janardana Rao, S/o.Venkateswarlu, S.R.K.H.H.School, Amaravati

Post and Mandal, Guntur Dist. R/o.College Road,

Amaravathi, Guntur District-522020.
25 D.Narasimha Murthy, S/o.Krishna Murthy,
G.K.M.Aided Elementary School, Prakashnagar, Narasaraopet,

Guntur District, R/.o.House No.12-3-37, Prkaash Nagar,

Narasaraopet, Guntur District-522601.
26 B.Sarojini Devi, W/o.Mellam Stanley,
R.C.M.Elementary School, Macherla, Guntur District,

R/o.Opp. of R.K.C.New Colony, Main Gate, Macherla,
Guntur District-522424.
27 N.Singa Reddy, s/o.N.Janaki Rami Reddy,
G.V.G.K.R.O.Aided High School, Pillutla Village,

Machavaram Mandal, Guntur District,
r/o.G.V.G.K.R.O.Aided High School., Pillutla Village,

Machavaram Mandal, Guntur District-522413.
28 V.L.S.Narayana, S/o.Venkata Subbaiah,
R.V.S.C.V.S.High School, Chilakaluripet Post, Guntur District,
R/o.Shivalayam, Choutra Centre, Chilakaluripet Post and

Mandal, Guntur District-522616.
29 M.Subba Rao, S/o.Venkata Narsaiah,
Residential High School, Kolakalur, Tenali Mandal, Guntur District,
R/o.Kolakalur, Tenali Mandal, Guntur District-522307.
30 G.Devadanam, S/o.Yesuratnam,
Residential High School, Kolakalur, Tenali Mandal, Guntur District,
R/o.Kolakalur, Tenali Mandal, Guntur District-522307.
31 M.Kasturi, W/o.Seshagiri Rao,
B.R.C.High School, Aminabad, Phirangipuram Mandal, Guntur District,
R/o.B.R.C.High School, Aminabad, Phirangipuram Mandal, Guntur District.
32 K.Ibrahim, W/o.Imam,
Lutheran High School, Narasaraopet, Guntur District,

R/o.Kondaveedu Post, Phirangipuram Mandal,
Guntur District-52252.
33 A.J.Bhaskara Rao, S/o.Samuel John,
Lutheran High School,Narasaraopet Post&Mandal,Guntur Dt.

R/o.House No.11-14/1-17, Ramireddypet, Narasaraopet,

Guntur District-522601.

34 M.Suseeladas, S/o.Amrutaiah,
St.Mary's High School, Pedaparimi, Tulluru Mandal, Guntur District,
R/o.Railway Station Road, Phirangipuram, Guntur District-522529.

35 R.Rama Mohana Rao, S/o.Sree Ramulu,
Sree Narasimha High School, Palaparru, Pedanandipadu Mandal,

Guntur District,
R/o.Palaparru Post, Pedanandipadu Mandal, Guntur District-522235.

36 D.Martin Luther Babu, S/o.Daniel,
Residential High School, Koalakalur, Tenali Mandal, Guntur District,
R/o.Tribal Colony, Kolakalur, Tenali Mandal, Guntur District-522307.

37 G.Venkateswara Rao, S/o.Krishna Rao,
Residential High School, Koalakalur, Tenali Mandal, Guntur District,
R/o.Residential High School, Kolakalur, Tenali Mandal,

Guntur District-522307.

38 M.Mrutyunjaya Prasad, S/o.Poorneswara Deekshitulu,
Residential High School, Koalakalur, Tenali Mandal, Guntur District,
R/o.House No.2-2-14, Tadiboyinavari Street, Tenali, Guntur District-522201.

39 M.Koteswara Rao, S/o.Rama Kotaiah,
Sri L.L.R.Elementary School, Rentachintala Post and Mandal,

Guntur District,R/o.Sri L.L.R.Elementary School, Rentachintala

Post and Mandal, Guntur District-522421.

40 T.Rama Rao, S/o.Venkateswarlu,
Sri L.L.R.Elementary School, Rentachintala Post and Mandal,

Guntur District,R/o.House No.3-159, Brahmana Bazar, Gurazala Post,

Guntur District-522415.

4l K.Narisi Reddy, S/o.Chenchu Nagi Reddy, S.K.V.S.Oriental High

School, Mangalagiri, Guntur Dist., R/o.Downstairs of Grameena

Chaitanya Bank, Mangalagiri, Guntur District-522503.

42 K.China Sambaiah, S/o.Peda Mastan Rao,
S.K.R.B.R.High School, Prakashnagar, Narasaraopet, Narasaraopet

Mandal, Guntur District,R/o.House No.12-17-23, Richshaw Centre,

Prakash Nagar, Narasaraopet and Mandal, Guntur District-522601.

43 G.Prabhavathi, W/o.G.Prakash Rao,
S.K.R.B.R.High School, Prakashnagar, Narasaraopet Post and

Mandal, Guntur District, R/o.S.K.R.B.R.High School,

Prakashnagar, Narasaraopet and Mandal, Guntur District-522601.

44 T.V.Krishna Kumari, W/o.Manganadhacharyulu,
S.K.R.B.R.High School, Prakashnagar, Narasaraopet Post and

Mandal, Guntur District,R/o.S.K.R.B.R.High School,

Prakashnagar, Narasaraopet Post and Mandal, Guntur District-522601.

45 C.Mohana Rao, S/o.Venkata Rao,S.K.R.B.R.High School,

Prakashnagar, Narasaraopet Post and Mandal, Guntur District,
R/o.Door No.9-1-96, Arundelpet, Narasaraopet, Guntur District-522601.
46 V.Subba Rao, S/o.Venkateswarlu,S.K.R.B.R.High School,

Prakashnagar, Narasaraopet Post and Mandal, Guntur District,
R/o.S.K.R.B.R.High School, Prakashnagar, Narasaraopet Post and

Mandal, Guntur District-522601.
47 Chelli Daniel, S/o.Lazarus,S.K.R.B.R.High School,

Prakashnagar, Narasaraopet Post and Mandal, Guntur District,
R/o.Door No.6-387, Vidyanagar, Narasaraopet Post and Mandal,

Guntur District-522601.
48 K.Adinarayana Choudhary, S/o.Veeraiah,
S.K.R.B.R.High School, Prakashnagar, Narasaraopet Guntur District,
R/o.Door No.12-13-6/2, Prakashnagar, Narasaraopet,

Guntur District-522601.
49 A.Peda Appamma, W/o.Bhanu Murthy,
Hindu AidedElementary School, Thotakuravaripalem,

Bavajipalem Post, Nizampatnam Mandal, Guntur District,
R.o.Hindu Aided Elementary School, Thotakuravaripalem,

Bavajipalem Post,Nizampatnam Mandal,Guntur Dt.-522314.
50 V.Bhaktavatasala Rao, S/o.Ramaswamy,
Aided Hindu Elementary School, Borravaripalem, Nizampatnam

Mandal, Guntur District, R/o.Borravaripalem, Kuchinapudi

Post, Nizampatnam Mandal, Guntur District-522262.
51 K.S.V.Subba Rao, S/o.K.Satyanarayana,
Aided Hindu Elementary School, Borravaripalem, Nizampatnam

Mandal, Guntur District, R/o.Kuchinapudi, Nizampatnam Mandal,

Guntur District-522262.
52 K.Sambaiah, S/o.Gopalam,Aided Hindu Elementary

School, Borravaripalem, Nizampatnam Mandal, Guntur District,
R/o.Kuchinapudi Post, Guntur District-522262.
53 P.Showri Raju, S/o.Innaiah,
St.Xavier's High School, Mutlur Post,Vatticherukuru Mandal,

Guntur District, R/o.St.Xavier's High School, Mutlur Post,

Vatticherukuru Mandal, Guntur District-522215.
54 K.Michael, S/o.K.Sanjeevaiah,St.Xavier's High School,

Mutlur Post,Vatticherukuru Mandal, Guntur District, R/o.St.Xavier's

High School, Mutlur Post, Vatticherukuru Mandal,

Guntur District-522215.
55 K.Appa Rao, S/o.Ramaiah, St.Xavier's High School,

Mutlur Post,Vatticherukuru Mandal, Guntur District,
R/o.St.Xavier's High School, Mutlur Post, Vatticherukuru Mandal,

Guntur District-522215.
56 S.Nagaraju, S/o.Brahmam,St.Xavier's High School,

Mutlur Post,Vatticherukuru Mandal, Guntur District,
R/o.St.Xavier's High School, Mutlur Post, Vatticherukuru

Mandal, Guntur District-522215.
57 B.Ayappa Reddy, S/o.Obula Reddy,
St.Xavier's High School, Mutlur Post,Vatticherukuru Mandal,

Guntur District, R/o.St.Xavier's High School, Mutlur Post,

Vatticherukuru Mandal, Guntur District-522215.
58 P.Arlappa, S/o.Innaiah, St.Mary's R.C.M.Elementary

School, Sinangipalem, Phirangipuram Mandal, Guntur District,
R/o.Kodigantivari Street, Phirangipuram Post and Mandal,

Guntur District-522529.
59 M.Narayana, S/o.M.Papaiah, St.Paul's High School,

Phirangipuram, Guntur District, R/o.St.Paul's High

School, Phirangipuram, Guntur District-522529.
60 P.Showrayya, S/o.Antaiah,
St.Paul's High School, Phirangipuram, Post and Mandal,

Guntur District, R/o.Near Chinnapu Reddy Well, 14th Ward,

Kothapet, Phirangipuram Post and Mandal, Guntur District-522529.
61 P.G.Prkasha Rao, S/o.Zakaraiah, St.Paul's High

School, Phirangipuram, Guntur District, R/o.St.Paul's High

School, Phirangipuram, Guntur District-522529.
62 S.Jaya Prakash, S/o.Guravaiah,St.Paul's High School,

Phirangipuram, Guntur District, R/o.St.Paul's High

School, Phirangipuram, Guntur District-522529.
63 Y.Mariadas, S/o.Shouraiah,St.Paul's High School,

Phirangipuram, Guntur District, R/o.Near Sai Baba Temple,

East Bazar, Phirangipuram, Guntur, Guntur District.
64 N.Bala Showry, S/o.Marianna,St.Paul's High School,

Phirangipuram, Guntur District, R/o.Carmel Matha

Road, Phirangipuram, Guntur District-522529.
65 A.Sambasiva Rao, S/o.BhyravaMurthy, St.Paul's High

School, Phirangipuram, Guntur District, R/o.St.Paul's

High School, Phirangipuram,Guntur District-522529.
66 V.Showryulu, S/o.Ratnam,St.Paul's High School,

Phirangipuram, Guntur District, R/o.St.Paul's High

School, Phirangipuram, Guntur District-522529.
67 M.Bala Sundara Raju, S/o.Anthaiah, St.Paul's High

School, Phirangipuram, Guntur District,

R/o.Kothapet, Phirangipuram, Guntur District-522529.
68 Allam Lakshma Reddy, S/o.Konda Reddy,
St.Paul's High School, Phirangipuram, Guntur District,

R/o.St.Paul's High School, Phirangipuram, Guntur District-522529.
69 G.Rayapa Reddy, S/o.G.Show Reddy,
St.Paul's High School, Phirangipuram, Guntur District,

R/o.House No.4-21-46/2, 2nd Line, Chaityanayapuri,
Saibaba Road, Koritepadu, Guntur District.
70 P.Shouri Raju, S/o.China Rayappa,
St.Paul's High School, Phirangipuram, Guntur District,

R/o.Station Road, Phirangipuram Post and Mandal,
Guntur District-522529.
71 K.Marianna, S/o.Arlaiah,
St.Paul's High School, Phirangipuram, Guntur

District, R/o.Kothapet, Phirangipuram Post and Mandal,
Guntur District-522529.
72 M.Maria Prasad, S/o.Joji,
R.C.M.U.P.School,113,Thallur Post, Phirangipuram

Mandal, Guntur District,R/o.House No.7-92,

7th Ward, Phirangipuram Post and Mandal,

Guntur District-522529.
73 E.Bali Reddy, S/o.Joji Reddy,R.C.M.U.P.School,113,

Thallur Post, Phirangipuram Mandal, Guntur District,
R/o.Near Rama Krishna Rao Rice Mill, Phirangipuram Post Post

and Mandal, Guntur District-522529.

..... PETITIONERS

AND

1 Government of Andhra Pradesh, Education Department, rep. by its

Secretary, Secretariat, Hyderabad.
2 The Commissioner & Director of School Education, A.p., Hyderabad.
3 The District Educational Officer, Guntur, Guntur District.
4 The Audit Officer, Local Funds, Guntur, Guntur District.

5 The Secretary and Correspondent, Lourdes High School,

Bongaralabeedu, Guntur, Guntur District.
6 The Secretary and Correspondent, Y.R.S.High School, Rentachintala

Post and Mandal, Guntur District.
7 The Secretary and Correspondent, S.R.K.H.High School,

Amaravathi Post and Mandal, Guntur District.
8 The Secretary and Correspondent, G.K.M.Aided School,

Prakash Nagar, Narasaraopet Post and Mandal, Guntur Dt.
9 The Secretary and Correspondent, R.C.M.Elementary School,

Macherla Post and Mandal, Guntur District.
10 The Secretary and Correspondent, S.K.R.B.R.High School,

Prakash Nagar, Narasaraopet Post and Mandal, Guntur Dt.
11 The Secretary and Correspondent, G.V.G.K.R.O.High School,

Pillutla Post, Machavaram Mandal, Guntur District.
12 The Secretary and Correspondent, R.V.S.C.V.S.High School,

Chilakaluripet Post and Mandal, Guntur District.
13 The Secretary and Correspondent, Aided Hindu Elementary

School, Borravaripalem, Nizampatnam Mandal, Guntur Dt.
14 The Secretary and Correspondent, St.Paul's High School,

Phirangipuram Post and Mandal, Guntur District.
15 The Secretary and Correspondent, Residential Aided High School,

Kolakalur, Tenali Post and Mandal, Guntur District.
16 The Secretary and Correspondent, B.R.C.High School,

Aminabad, Phirangipuram Mandal, Guntur District.
17 The Secretary and Correspondent, Luthern High School,

Narasaraopet, Guntur District.
18 The Secretary and Correspondent, St.Mary's High School,

Pedaparimi, Tulluru Mandal, Guntur District.
19 The Secretary and Correspondent, Sree Narasimha High School,

Palaparru, Pedanandipadu Mandal, Guntur Dist.
20 The Secretary and Correspondent, Sree Rama High School,

Motadaka, Tadikonda Mandal, Guntur District.
21 The Secretary and Correspondent, Sri L.L.R.Elementary

School, Rentachintala Post and Mandal, Guntur District.
22 The Secretary and Correspondent, S.K.V.S.Oriental High

School, Mangalagiri, Guntur District.
23 The Secretary and Correspondent, St.Xavier's High School,

Mutlur Post, Vatticherukuru Mandal, Guntur District.
24 The Secretary and Correspondent, St.Mary's R.C.M. Elementary

School, Sinangipalem, Phirangipuram Mandal, Guntur District.
25 The Secretary and Correspondent, R.C.M.U.P.School, 113,

Thallur Post, Phirangipuram Mandal, Guntur District.

.....RESPONDENTS

WRIT PETITION NO : 25914 of 2003

Between:

1 A. Ranganatham S/o Sri Vidyaranya Oriental Aided High School
Kovur Nagar, Anantapur, Anantapur District R/o Sri Vidyaranya Oriental Aided High School, Kovur Nagar, Anantapur, Anantapur District 515 004
2 S. Badrinath S/o Narayana Rao,School Assistant Sri Vidyaranya

Oriental Aided High School, Kovur Nagar, Anantapur, Anantapur District,
R/o House No. /51.A. II Road, Anantapur Anantapur District
3 N.J. Harihara Sastry S/o Krishna Sastry
School Assistant, Sri Vidyaranya Oriental High School, Kovur Nagar, Anantapur, Anantapur District
R/o Sri Vidyaranaya Oriental High School, Kovur Nagar Anantapur, Anantapur District
4 P.V. Kalyani D/o Rama Rao,grade.I Telugu Pandit, Sri Vidyaranya Oriental High School, Kovur Nagar, Anantapur, Ananatapur District
R/o Sri Vidyaranya Oriental High School, Kovur Anantapur,

Anantapur District
5 M. Santhamma, W/o Sreenivasa Sarma
Secondary Grade Assistant, Sri Vidyaranya Oriental Aided High School, Kovur Nagar, Anantapur, Anantapur District
R/o Sri Vidyaranya Oriental Aided High School, Kovur Nagar, Anantapur, anantapur District
6 C. Girija W/o Seshacharlu
Secondary Grade Assistant, Sri Vidyaranya Oriental Aided High School, Kovur Nagar, Anantapur, Anantapur District
R/o Sri Vidyaranya Oriental Aided High School, Kovur Nagar,

Anantapur, District
7 D. Sivasankara Gupta S/o Subbaiah
Secondary Grade Assistant, Sri Vidyaranya Oriental Aided High School, Kovur Nagar, Anantapur, Anantapur District
R/o Sri Vidyaranya Oriental Aided High School, Kovur Nagar, Anantapur, District
8 K.R. Prabhavathi d/o rama Murthy
Retired Grade II. Sanskrit Pandit, Sree Vidyaranya Oriental School, Anantapur, Anantapur District, R/o House No.3464/A, 6th C, Cross, Gayathri Nagar Bangalore 560021
9 A. Mani, W/o Krishnaji Rao
Retired Grade II. Sanskrit Pandit, Sree Vidyaranya Oriental School, Kovur Nagar, Anantapur, Anantapur District,R/o Sri Vidyaranya Oriental Aided School, Kovur Nagar, Anantapur Anantapur District
10 C. Malleswaramma W/o late Sri.C. Sankaraiah

Secondary Grade Assistant, Sri Vidyaranya Oriental Aided High School, Kovur Nagar, Anantapur, Anantapur District
R/o House No. 6-2463, Kovurnagar, Anantapur,

Anantapur district- 515004

..... PETITIONERS

AND

1 Government of Andhra Pradesh Education Department, rep by its Secretary,Secretariat Hyderabad
2 The Commissioner & Director of School Education A.P., Hyderabad
3 The District Educational Officer, Anantapur, Anantapur District
4 The Audit Officer, Local Funds, Anantapur, Anantapur District
5 The Secretary and Correspondent Sri Vidyaranya Oriental Aided High School Kovur Nagar, Anantapur, Anantapur District

.....RESPONDENTS

WRIT PETITION NO : 25915 of 2003

Between:

1 M. Venkata Peraiah S/o. Chandrabimbam
Sri Telaprolu Raja High School (Aided School) Kothapeta, Vijayawada, Krishna District R/o.Door No.6-19-9A,
Gunnabattula Atchaiah Street, Kothapeta, Vijayawada,

Krishna District-520 001.
2 T.Ch. Rayappa S/o. Balaswamy
Don Bosco[Boys]High School, Nandigama Mandal, Krishna District R/o.H.No.3-74, Raithupeta, Nandigama, Krishna District.
3 M. Isaac, S/o. Venkaiah
Don Bosco[Boys]High School, Nandigama Mandal, Krishna District R/o.H.No.3-203, Raithupeta, Nandigama,Krishna District.
4 C. Narasimham, S/o. Jalaiah
Don Bosco[Boys]High School, Nandigama Mandal, Krishna District R/o.H.No.20-98, Vaddepeta,Opp:Asmail Maszid
Nandigama Post, Krishna District-521 185.
5 C.Madana Mohana Rao, S/o Jagannadham,
Don Bosco (Boys) High School, (Aided), Nandigama, Nandigama Mandal,Krishna District, R/o Door No.7-91, Rythupet, Nandigama, Krishna District - 521 185.
6 V.Vasantha Kumari, W/o Haranadha Babu,
Tobacco Lane, Jaggayyapet Mandal, Krishna District,
R/o Door No.3-230, Jaggayyapet Post, Krishna District.
7 S.Sri Venkateswara Rao, S/o Venkatadri,
S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District.
R/o S.G.R.K.High School, Gudivada Post and Mandal, Krishna District.

8 D.Sree Sai Baba, S/o Uma Maheswara Rao,
S .G.R.K.High School, Rajendra Nagar, Gudivada Post and Mandal, Krishna District.R/o S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District - 521 301.
9 D.Sesha Srinivasan, S/o Venkata Subba Rao,
S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District.
R/o S.G.R.K.High School, Gudivada, Gudivada Mandal,

Krishna District - 521 301.
10 A.Venkata Rao, S/o Appa Rao,
S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District.
R/o S.G.R.K.High School, Gudivada, Gudivada Mandal,

Krishna District - 521 301.
11 R.Suryanarayana, S/o Subbavadhanulu,
S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District.
R/o S.G.R.K.High School, Gudivada, Gudivada Mandal,

Krishna District - 521 301.
12 P.Venkateswara Rao, S/o China Nancharaiah,
S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District.
R/o S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District - 521 301.
13 V.Venkata Ratnam, s/o Danaiah,
S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District.
R/o S.G.R.K.High School, Gudivada, Gudivada Mandal,

Krishna District - 521 301.
14 K.Bhaskara Rao, S/o Krishna Rao,
S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District.
R/o S.G.R.K.High School, Gudivada, Gudivada Mandal,

Krishna District - 521 301.
15 G.S.S.K.Bhattar, s/o G.G.K.Acharyulu,
S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District.
R/o S.G.R.K.High School, Gudivada, Gudivada Mandal,

Krishna District -521 301.
16 N.Mukteswara Rao, S/o Rama Rao,
S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District.
R/o S.G.R.K.High School, Gudivada, Gudivada Mandal,

Krishna District - 521 301.
17 A.Kamala, W/o Sri Krishna
B.Ed.,Assistant, Montessori English Medium High School, Gudivada, Krishna District, r/o Door No.10/154-D4-32, Near
Montessori Telugu Medium High School, Santi Nagar, Gudivada, Krishna District-521 301.
18 M.Padmalatha, D/o Lakshmaiah Das Secondary Grade Assistant, Montessori English Medium High School, Gudivada, Krishna District,

R/o Montessori English Medium High School, Gudivada,
Krishna District-521 301.

19 L.Rani, w/o L.Subba ramaiah Music Teacher, Montessori English Medium High School,Gudivada, Krishna District, R/o Montessori English Medium High School, Gudivada, Krishna District-521 301.
20 N.Janardhan, s/o Venkateswarlu, B.Ed.,Assistant, Montessori English Medium High School,
Rajendra Nagar, Gudivada, Krishna District, R/o Door No.8/286, Sree Ramapuram, Gudivada, Krishna District-521 301.
21 T.L.Mary Raja Sundari, W/o S.P.V.Kumar,
Secondary Grade Assistant, Montessori English Medium High School, Gudivada, Krishna District, R/o Door No.10/247-F3, Near Teachers' Colony, Eluru Road, Gudivada, Krishna District-521 301.
22 R.Sita Kumari, D/o Sambasiva Rao
Secondary Garde Assistant, Monetessori English Medium Primary School, Gowrishankarapuram, Gudivada,Krishna District, r/o Montessori English Medium Primary School, Gowrishankarapuram,Gudivada,

Krishna-521 301.
23 Y.V.Sesha Rathnam, D/o Someswara Rao Secondary Grade Assistant, Montessori English Medium Primary School, Gowrishankarapuram, Gudivada, Krishna district, R/o Montessori English Medium Primary School,Gowrishankarapuram, Gudivada, Krishna District-521 301.
24 R.Kamala, W/o Venugopala Rao Secondary Grade Assistant, Montessori English Medium,Primary School, Gudivada, Krishna District, R/o Montessori English Medium Primary School,Gudivada,

Krishna District.521 301
25 K.Pushpalatha, D/o Venkateswara Rao Physical Education Teacher, Montessori English MediumHigh School, Gudivada, Krishna District, R/o House No.10/154-D4-22C, Bye-pass Road, Gudivada,
Krishna District-521 301
26 M.Mary w/o Ravi Kumar, Secondary Grade Assistant, St.Joseph's R.C.M.U.P.School, Nawabpet Post,
Penuganchiprolu Mandal, Krishna District, R/o St.Joseph's R.C.M.U.P.School, Nawabpet Post,
Penuganchiprolu Mandal, Krishna District-521 185.
27 K.Amruthamma, W/o A.Sreedhar
Secondary Grade Asst.,St.Joseph's R.C.M.U.P.School, Nawabpet Post, Penuganchiprolu Mandal, Krishna dist.,
r/o St.Joseph's R.C.M.U.P.School,Nawabpet Post, Penuganchiprolu Mandal, Krishna Dist.,-521 185.
28 T. Deva Sundari, D/o T. John
Secondary Grade Asst.,St.Joseph's R.C.M.U.P.School, Nawabpet Post, Penuganchiprolu Mandal, Krishna dist.,
r/o St.Joseph's R.C.M.U.P.School,Nawabpet Post, Penuganchiprolu Mandal, Krishna Dist.,-521 185.
29 B. Gandhi, S/o Hanumantha Rao,
Secondary Grade Asst.,St.Joseph's R.C.M.U.P.School, Nawabpet Post, Penuganchiprolu Mandal, Krishna dist.,
r/o St.Joseph's R.C.M.U.P.School,Nawabpet Post, Penuganchiprolu Mandal, Krishna Dist.,-521 185.
30 B. Kreestu Mary, D/o Benny,
Teacher, St.Joseph's R.C.M.U.P.School, Nawabpet Post, Penuganchiprolu Mandal, Guntur dist.,
R/o House No. 3-74, Raitupeta, Nandigama, Krishna Dist.,-521 185.

31 S.P. Vijendra Kumar, S/o Paul Vijendra Rao,
Secondary Grade Asst., C.S.I. High School, Railpet, Gudivada, Krishna district, R/o House No,. 10/247-F3,Near Teachers' Colony, Eluru Road, Gudivada, Krishna Disrict - 521 301.
32 G.V.R.K. S.S.V. Prasad, S/o Dorayya,
S.P.N.R. C. High School, (Aided School), Gollapudi Post, Vijayawada Rural Mandal, Krishna District
R/o C/o Reddy Buildings, Gollapudi Post, Vijayawada Rural mandal, Krishna District - 521 225.
33 M.V. Poornachandra Rao, S/o Krishna Murthy,
Post Basic School, Sriniketan Post, Tiruvuru, Krishna Dist R/o Post Basic School, Sriniketan Post, Tiruvuru, Krishna
Disrict - 521 235.
34 N.V. Rama Rao, S/o Subbaiah,
Post Basic School, Sriniketan Post, Tiruvuru, Krishna Dist R/o Post Basic School, Sriniketan Post, Tiruvuru, Krishna
Disrict - 521 235.
35 L.N. Mallikarjuna Rao, S/o Bhaskara Rao,
Post Basic School, Sriniketan Post, Tiruvuru, Krishna Dist R/o Post Basic School, Sriniketan Post, Tiruvuru, Krishna Disrict - 521 235.
36 P.N.V. Bhaskarfa Rao, S/o John Subrahmanyam,
Post Basic School, Sriniketan Post, Tiruvuru, Krishna Dist R/o Post Basic School, Sriniketan Post, Tiruvuru, Krishna Disrict - 521 235.
37 K.A.R. Acharyulu, S/o Suryanarayanacharyulu,
Post Basic School, Sriniketan Post, Tiruvuru, Krishna Dist R/o Post Basic School, Sriniketan Post, Tiruvuru, Krishna Disrict - 521 235.

..... PETITIONERS

AND

1 Government of Andhra Pradesh, Education Department, rep., by its Secretary, Secretariat, Hyderabad.
2 The Director of Local Fund and Accounts, Hyderabad.
3 The Director of Local Fund and Accounts, Hyderabad.
4 The District Educational Officer, Vijayawada, Krishna District.
5 The Audit Officer, Local Funds, Vijayawada, Krishna District.
6 The Secretary and Correspondent, Sri Telaprolu Raja High School (Aided School), Kothapeta,Vijayawada, Krishna District.
7 The Secretary and Correspondent, Don Bosco(Boys) High School, Nandigama, Nandigama Mandal, Krishna District.
8 The Secretary and Correspondent, C.S.R.H.U.P.School, (Aided),

Tobacco Lane, Jaggaiahpet, Jaggaiahpet (M),
Krishna District.
9 The Secretary and Correspondent, S.G.R.K.High School, Gudivada, Gudivada Mandal, Krishna District.
10 The Secretary and Correspondent, Montessori English Medium High School, Gudivada, Krishna District.
11 The Secretary and Correspondent, St.Joseph's R.C.M.U.P. School, Nawabpet Post, Penuganchiprolu Mandal, Krsihna District.
12 The Secretary and Correspondent, C.S.i. High School, Railpet, Gudivada,

Krishna District.
13 The Secretary and Correspondent, S.P.N.R.C. High School, (Aided School) Gollapudi Post, Vijayawada Rural Mandal,Krishna District.

14 The Secretary and Correspondent, Post Basic School, Sriniketan Post, Tiruvuru, Krishna District.

.....RESPONDENTS

Petitions under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of mandamus a) by holding the action of the respondents in not preserving 30 days earn leave in pursuance of F.R.82(b) subsidiary Rule 6 read with G.O.Ms.No.35 Education Dept., dated 16-1-1981 is as illegal, arbitrary, discriminatory and violative of Articles 14, 16 and 21 of the Constitution of India and; b) declare that the G.O.Ms.No.355 General Administration Dept., dated 19-5-1991 has no retrospective effect and; c) declare that the petitioners are entitled for preserving 30 days of Earned leave in pursuance of F.R.82(b) subsidiary Rule 6 read with G.O.Ms.No.35, Education Dept., dated 16-1-1981 due to prevention of the petitioners from availing summer vacation during 1991 in connection with the mid term poll of house of parliament of 1991 with all consequential benefits along with interest @ 12% per annum, since the delay is occasioned in effecting such payments

Counsel for the Petitioners in all the above

Writ petitions : Mr. A.V.V.S.BHUJANGARAO

Counsel for the Respondents in all the above

Writ petitions : GP FOR FINANCE & PLANNING

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WRIT PETITION NO : 2122 of 2004

Between:

1 K.Hanumanth Rao, S/o.Narsoji,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
2 V.Satyanaryana, S/o.Hanumaiah,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
3 B.Darvesh ali, S/o.Abdulla,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.

4 K.Gopala Swamy, S/o.Hanumanna,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
5 J.Ramulu, S/o.Pullaiah,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
6 M.Lakshmi Narayana Reddy, S/o.Shanker Reddy,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
7 P.Ramaiah, S/o.P.Laxmanna,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
8 M.Malla Reddy, S/o.Narasimha Reddy,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
9 V.Siva Sharma, S/o.V.Eshwaraiah,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
10 K.Janardhan Reddy, S/o.Kasi Reddy,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
11 N.Madhava Rao, S/o.Venkat Rao,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
12 G.Chandra Mouli, S/o.Buchaiah,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
13 R.Sudershan, S/o.Laxminarayana,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
14 G.Kondaiah, S/o.Kistaiah,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
15 S.Krishnaiah Goud, S/o.Buchaiah,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.
16 V.Rajaiah, S/o.V.Mallaiah,
Mahaboobnagar Dist.
R/o.Palem Village, Nagarkurnool Mandal,
17 N.Bhujanga Rao, S/o.N.Sobhan Rao,
R/o.Palem Village, Nagarkurnool Mandal,
Mahaboobnagar Dist.

..... PETITIONERS

AND

1 The Commissioner & Director of School Edn., Govt.of A.P.Hyderabad.
2 The District Educational officer, Mahaboobnagar,Mahaboobnagar Dist.
3 The Audit officer, Local Fund,Mahaboobnagar Dist.

4 The Secretary/Correspondent,TSM HIgh School, Palem,Nagarkurnool,Mahaboobnagar Dist.
5 The Secretary/Correspondent,IBM High School, Nagarkurnool,Mahaboobnagar Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more in the nature of Mandamus declaring that the petitioners are entitled for preserving of 30 days Earned Leave Consequent on preventing them from availing of summer vacation during 1991 on the analogy of the orders issued by the Commissioner & Director of school Education in Proc.L.Dis.No.4756/D1-1/2003, dt.07-11-2003 with all consequential benefits by holding the action of the respondents in not preserving the 30 days Earned Leave in pursuance of FR 82(b) subsidiary Rule (5) read with G.O.Ms.No.35, Ed., Dt.16-01-1981 to the petitioners while extending the said benefit to other similarly situated persons on the ground that the petitioners have not obtained similar orders is as illegal, arbitrary, discriminatory and subversive of Articles 14, 16 and 21 of the Constitution.

Counsel for the Petitioner: Mr.A.RAVI BABU

Counsel for the Respondents: GP FOR EDUCATION

GP for School Education

The Court made the following :

THE HONOURABLE SRI JUSTICE V. ESWARAIAH

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WRIT PETITION Nos. 25797, 25897, 25914, 25915 of 2003 and 2122 of 2004

ORDER:

All these writ petitions are squarely covered by the judgment of a Division Bench of this Court in W.P.No. 4765 of 2004, dated 06-07-2004, which reads as under:

> "This writ petition is filed seeking writ of Mandamus declaring the action of the respondents in not preserving and paying the petitioners the earned leave for 30 days for preventing the petitioners from availing the summer

vacation of 1991 due to the election duty, by extending the benefit of the Judgment dated 30.08.1999 in O.A.Nos.5428 of 1996 and batch as illegal.

The petitioners are the teachers in a Government aided School. Their grievance is that they worked in election duty during summer vacation 1991 and therefore they are entitled for the earned leave amount for 30 days as was granted by the Tribunal in other O.A.Nos.5428 of 1996 and batch. This Court has taken objection as to the maintainability of the writ petition in view of the laches on the part of the petitioners.

Even though the delay has not been explained in the affidavit, in any manner, yet, the learned counsel for the petitioner would submit that when the order of the Tribunal has benefited the Government employees in respect of the same relief, this Court ought to grant the same relief to the petitioners to approach this Court under Article 226 of the Constitution of India. Mere delay on the part of the petitioners would not disentitle them for their rightful claim. Therefore, he submits that the petitioners are entitled for similar relief despite there is delay in approaching this Court.

We are afraid we cannot accept the said contention. Admittedly, the relief which was sought relates to the period of May, 1991. The petitioners have kept quiet for 13 long years without approaching this Court. This Court cannot grant any relief to a person who is not vigilant on the principle of *vigilantibus non dornientibus jura subventiunt."*

Following the above judgment and for the aforesaid reasons, I find that these writ petitions are also liable to be dismissed on the ground of laches.

Accordingly, all these writ petitions are dismissed. No order as to costs.

V. ESWARAIAH. J,

30th July, 2004

ars/bud

To

1 Government of Andhra Pradesh Education Department,

rep., by its Secretary, Secretariat, Hyderabad.
2 The Commissioner & Director of School Education, A.P., Hyderabad.
3 The District Educational Officer, Kurnool, Kurnool District.
4 The Audit Officer, Local Funds, Kurnool, Kurnool District.
5 The Secretary and Correspondent, Y.M.K.High School, Adoni,

Kurnool District.
6 The Secretary and Correspondent, Y.H.G.G.K.U.P. School,

Adoni, Kurnool District.
7 The Secretary and Correspondent, Seshareddi High School,

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8 The District Educational Officer, Guntur, Guntur District.
9 The Audit Officer, Local Funds, Guntur, Guntur District.
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62. The Government Pleader for Finance & Planning, High Court

Buildings, High Court of Andhra Prudish, Hyderabad (O.U.T.)

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